



**U.S. Department of Justice**

*United States Attorney  
Eastern District of New York*

SDD:SK  
F.#2015R01313

*271 Cadman Plaza East  
Brooklyn, New York 11201*

December 8, 2015

By Hand and ECF

The Honorable William F. Kuntz II  
United States District Judge  
Eastern District of New York  
225 Cadman Plaza East  
Brooklyn, New York 11201

Re: United States v. Ali Saleh  
Criminal Docket No. 15-517 (WFK)

Dear Judge Kuntz:

The government respectfully submits this letter in advance of the December 9, 2015, status conference in the above-captioned matter, being held pursuant to Section 2 of the Classified Information Procedures Act, 18 U.S.C. App. 3 ("CIPA"), to consider matters relating to classified information.

The government is conducting an ongoing review of classified information related to this case and has determined that it is necessary for the government to file a motion for a protective order, pursuant to Section 4 of CIPA, relating to the treatment of classified information. Section 4 of CIPA provides the authority for the government to make such a motion and to do so in camera and ex parte:

The court, upon a sufficient showing, may authorize the United States to delete specified items of classified information from documents to be made available to the defendant through discovery under the Federal Rules of Criminal Procedure, to substitute a summary of the information for such classified documents, or to substitute a statement admitting relevant facts that the classified information would tend to prove. The court may permit the United States to make a request for such authorization in the form of a written statement to be inspected by the court alone. If the court enters an order granting relief following such an ex parte showing, the entire text of the

